OFFICE OF THE MISSISSIPPI SECRETARY OF STATE BUSINESS REGULATION AND ENFORCEMENT DIVISION

IN THE MATTER OF:)
Community Support, Inc.) Administrative Proceeding
312 East Wisconsin Avenue, Suite 408) File Number: <u>C-05-0610</u>
Milwaukee, Wisconsin 53202)
)
	j
)
Respondent)

ORDER LIFTING SUMMARY CEASE AND DESIST ORDER AND NOTICE OF INTENT TO IMPOSE ADMINISTRATIVE PENALTY

The SECRETARY OF STATE OF MISSISSIPPI, by and through James O.

Nelson, II, Assistant Secretary of State for the Business Regulation and Enforcement

Division ("Division"), hereby issues this ORDER LIFTING SUMMARY CEASE AND

DESIST ORDER AND NOTICE OF INTENT TO IMPOSE ADMINISTRATIVE

PENALTY issued to COMMUNITY SUPPORT, INC. ("Respondent"). In support
thereof, the Secretary of State states the following.

I. JURISDICTION

The Mississippi Charitable Solicitations Act, codified at Miss. Code Ann. § 79-11-501, et seq. (2001) ("Act"), gives the authority to the Secretary of State to regulate "charitable organizations" and "professional fund-raisers" that solicit donations in the State of Mississippi.

Section 79-11-501(g) of the Act provides the following:

(g) "Professional fund-raiser" means any person who for compensation or other consideration is retained by a charitable organization to solicit in or from this state contributions for charitable purposes directly or in the form of payment for goods, services or admission to fundraising events, whether such solicitation is performed personally or through his agents, servants or employees or through agents, servants or employees especially employed by or for a charitable organization who are engaged in the solicitation of contributions, the sale of goods or services or the production of fund-raising events under the direction of such person, or a person who plans, conducts, manages, carries on, advises or consults, whether directly or indirectly, in connection with the solicitation of contributions, sale of goods or services or the production of fund-raising events for or on behalf of any charitable organization, but does not qualify as a fund-raising counsel within the meaning of Sections 79-11-501 through 79-11-529, or who engages in the business of or holds himself out as independently engaged in the business of soliciting contributions for such purposes.

Respondent is a "professional fund-raiser" as defined in the Act. For this reason,
Respondent is subject to the Secretary of State's regulatory authority.

II. FACTS AND LAW

- The Secretary of State issued a SUMMARY CEASE AND DESIST ORDER
 AND NOTICE OF INTENT TO IMPOSE ADMINISTRATIVE PENALTY
 ("Summary Order") against Respondent on June 26, 2006. The Division mailed
 the Summary Order to Respondent, via certified mail, return receipt requested, on
 June 27, 2006.
- 2. On July 11, 2006, the Division received a letter, dated July 7, 2006, from Respondent's counsel, Mr. Errol Copilevitz of Copilevitz & Canter, LLC. This letter states that Respondent does not work in Mississippi and has not solicited in the state of Mississippi on behalf of Law Enforcement Alliance of America ("LEAA"). This letter further reserves Respondent's right to a hearing. The letter from Mr. Errol Copilevitz, dated July 7, 2006, is attached hereto as exhibit "A."
- 3. On July 24, 2006, the Division received a letter, dated July 21, 2006, from LEAA.

 This letter represents that Respondent has never solicited on behalf of LEAA in

the state of Mississippi. The letter further states that Respondent "will not be providing services to LEAA" in the state of Mississippi. The letter from LEAA, dated July 21, 2006, is attached hereto as exhibit "B."

 Based on the July 7, 2006, letter from Mr. Errol Copilevitz and the July 21, 2006, letter from LEAA, the Division has determined to lift the Summary Order issued against Respondent on June 26, 2006.

III. PUBLIC INTEREST

The Secretary of State takes the action and plans to take the proposed action herein in the public interest, and these actions are consistent with the purposes set out in Miss. Code Ann. § 79-11-501, et seq. (2001).

IV. RIGHT TO AMEND

The Secretary of State hereby expressly reserves the right to amend this Order.

SO ORDERED, this, the 3 day of Alleust, 2006.

ERIC CLARK Secretary of State, State of Mississippi

BY:

JAMES O. NELSON, II Assistant Secretary of State

Business Regulation & Enforcement Division

Benjamin Akins Mississippi Secretary of State's Office P.O. Box 136 Jackson, MS 39205 (601) 359-6364 bakins@sos.state.ms.us

COPILEVITZ & CANTER, LLC

ATTORNEYS AT LAW

423 W. EIGHTH STREET SUITE 400 KANSAS CITY, MISSOURI 64105 (816) 472-9000 • FAX (816) 472-5000 EMAIL copcankc@cckc-law.com



July 7, 2006

James O. Nelson, II Assistant Secretary of State P.O. Box 136 700 North Street Jackson, MI 39205-0136

Re:

Administrative Proceeding File Number: C-05-0610

In re: The Matter of Community Support, Inc.

Dear Mr. Nelson:

The undersigned has been retained by Community Support, Inc. to respond to the "Summary Cease and Desist Order and Notice of Intent to Impose Administrative Penalty" it recently received.

Please consider this letter our Notice on behalf of our client to request an administrative hearing. However, before a hearing is scheduled, I would like to provide you with some additional information, which I think you will find meaningful.

Community Support, Inc. does have a contract to raise money for Law Enforcement Alliance of America ("LEAA"). However, that contract, on its face, is limited to specified states and does not include the state of Mississippi. The fact that LEAA has filed this with your office does not mean that solicitation activities took place by Community Support.

The company does not work in Mississippi, and, has not solicited anyone in Mississippi on behalf of Law Enforcement Alliance of America.

I would respectfully request that before this matter proceed that your office be satisfied that they cannot identify anyone who has been called by Community Support on this campaign. That being so, we would ask for your consideration to have this matter dismissed. Please consider the inequities in this situation to wit: because the charity improperly listed my client as an organization that solicits in Mississippi, it has now been the subject matter of the order and had



James O. Nelson, II July 7, 2006 Page 2

to go to the expense to respond when it, in fact, it does not represent the organization in Mississippi.

I would appreciate hearing from you that you have received this Notice and that it will be looked into before any further proceedings are necessary.

Thank you as always for the many courtesies and the professionalism of your office.

Yours very truly,

Errol Copilevitz
For the Firm

c: Patricia Melvin

EC:mlm



THE LAW ENFOR EMENT ALLIANCE OF AMERICA

July 21, 2006

Via Overnight Federal Express

Executive Staff

Executive Director James J. Fotis Lynbrook, New York Police Department (Ret.)

Chief Operating Officer Ted Deeds Former Deputy Sheriff and Commissioned Officer, Virginia

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Director Jeff Doyle Folsom, California State Parole Agent, California Department of Corrections

Director Rollin A. Kiser Chief, Grandview Heights Police Deptartment, Grandview Heights, Ohio

Director David G. Thompson Lieutenant, Midland, Michigan Police Department, (Ret.) Mississippi Secretary of State Charities Registration 301 North President Street Jackson, MS 39205 Attn: Mr. Benjamin Akins

Re: Registration Withdrawal for LEAA, Reg. #C-2368

Dear Mr. Akins:

In December 2005 the Law Enforcement Alliance of America, Inc. (LEAA) forwarded to your office a completed Unified Registration Statement (URS) for Charitable Organizations for a registration renewal, including an Annual Financial Report (Form FS) and other requested attachments. These documents were sent to you with the expectation that, once registered in Mississippi, LEAA would begin a telemarketing program with the help of two professional fundraising firms, East Coast Productions, Inc. (ECP) and Community Support, Inc. (CSI).

Since then, LEAA has learned that ECP and CSI will not be providing services to LEAA for telemarketing purposes in your state. In fact, ECP has confirmed with LEAA that it did NOT conduct a telemarketing program on behalf of LEAA in 2004 or 2005. CSI never began a program on behalf of LEAA in Mississippi in the first place. Accordingly, LEAA would like to withdraw its registration renewal in your state.

We ask that you return all of LEAA's registration renewal documents and we will resubmit the paperwork at some future point when LEAA decides to begin a telemarketing program in Mississippi.

I would like to point out that we had some difficulty understanding some of the verbiage on your registration form as well as some of the requested reports and other documents at the time we submitted our registration renewal. However, we compiled all the information as best we could and sent in what we believed we were being asked to send in.

Additionally, although we answered questions you requested us to on your registration form pertaining to "charitable organizations," LEAA is recognized by the IRS as a 501 (c) (4) non-profit organization, to which contributions are not tax-deductible for the contributor, thus we are not truly "charitable" in the common usage of that word.

Please don't hesitate to call or email us with any questions. Our toll free number is (800) 766-8578 and my e-mail address is edeeds@leaa.org. Thank you for your time.

Sincefely,



Eunice Deeds Operations Director

5538 Port Royal Road, Springfield, VA 22151 • (703) 847-COPS • (800) 766-8578 Fax: (703) 556-6485 • www.leaa.org
The Law Enforcement Alliance of America (LEAA) is recognized by the United States Treasury Department as a non-profit organization under IRS Code Section 501 (c) (4).

Due to LEAA's legislative activities, contributions and gifts to LEAA are not tax-deductible.

CERTIFICATE OF SERVICE

I, Benjamin Akins, do hereby certify that I have, this day, mailed via United States Certified Mail, return receipt requested, postage pre-paid, a true and correct copy of the foregoing Order to the following:

Mr. Errol Copilevitz Community Support, Inc. c/o Copilevitz & Canter, LLC 423 West Eighth Street, Suite 400 Kansas City, MO 64105

This, the Algust

2006.

Benjamin Akins Mississippi Secretary of State's Office P.O. Box 136 Jackson, MS 39205 (601) 359-6364 bakins@sos.state.ms.us